

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ROBBIE D. JONES,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 04-1523-JJF
)	
COMMISSIONER STAN TAYLOR,)	
WARDEN RICK KEARNEY,)	JURY TRIAL DEMANDED
SGT. BARRY BILES, and TIANA ¹)	
BANKS,)	
)	
Defendants.)	

DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

COME NOW Defendants Commissioner Stan Taylor, Warden Rick Kearney, Sergeant Barry Biles, and Correctional Officer Tiana Banks, by and through the undersigned counsel, and hereby move this Honorable Court to enter an Order granting their Motion for Summary Judgment on the grounds set forth in the accompanying Memorandum of Points and Authorities.

**DEPARTMENT OF JUSTICE
STATE OF DELAWARE**

/s/ Stacey Xarhoulakos
Stacey Xarhoulakos (#4667)
Deputy Attorney General
Department of Justice
820 N. French Street, 6th Floor
Wilmington, DE 19801
(302) 577-8400

Dated: August 17, 2007

Attorney for Defendants

¹ Improperly named as "Teanna" in the Complaint.

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COMMISSIONER STAN TAYLOR,)	
WARDEN RICK KEARNEY,)	
SGT. BARRY BILES, and TIANA ²)	
BANKS,)	
)	
Defendants.)	

ORDER

WHEREAS, the Court having considered the Motion for Summary Judgment of the Defendants Commissioner Stan Taylor, Warden Rick Kearney, Sergeant Barry Biles, and Correctional Officer Tiana Banks;

WHEREFORE, IT IS SO ORDERED this _____ day of _____, 2007 that the Defendants' Motion for Summary Judgment is GRANTED.

United States District Judge

² Improperly named as "Teanna" in the Complaint.

CERTIFICATE OF SERVICE

I hereby certify that on August 17, 2007, I electronically filed *Defendants' Motion for Summary Judgment* with the Clerk of Court using CM/ECF. I hereby certify that on August 17, 2007, I have mailed by United States Postal Service, the document to the following non-registered party: Robbie Jones

/s/ Stacey Xarhoulakos
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